



Please type a plus sign (+) inside this box



3714
PTO/SB21 (6-98)
Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

| | |
|--|-------------------|
| Application Number | 09/939,014 |
| Filing Date | August 24, 2001 |
| First Named Inventor | Janet M. Wasowicz |
| Group Art Unit | 3714 |
| Examiner Name | Chanda L. Harris |
| Total Number of Pages in This Submission | 2100632-991122 |

| | | |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form (1 pg.) | <input type="checkbox"/> Assignment Papers (for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment (Response C) (28 pgs.) | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| After Final | <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition | <input type="checkbox"/> Proprietary Information |
| Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter |
| <input checked="" type="checkbox"/> Extension of Time Request (1 pg.) | <input type="checkbox"/> Associate Power of Attorney, | <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | <small>Attachments to IDS: Sixteen (16) U.S. Patents; One (1) PCT Int'l Search Rpt.; Check # _____ for \$390.00; Certificate of First Class Mail (1 pg); Return Postcard</small> |
| <input checked="" type="checkbox"/> Information Disclosure Statement w/Information Disclosure Citation (3 pgs.) | <input type="checkbox"/> Small Entity Statement | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | | |
| Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| Remarks | RECEIVED NOV 28 2003 TECHNOLOGY CENTER R3700 | |

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

| | |
|----------------------------|--|
| Firm or Individual name | Timothy W. Lohse (Reg. No. 35,255) Gray Cary Ware Freidenrich LLP |
| Signature | |
| Date | November 19, 2003 |

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

| | | | |
|-----------------------|---------------|-----------------|-------------------|
| Typed or printed name | Sathy Pittmen | CHRISTINE LOWRY | |
| Signature | | Date | November 19, 2003 |

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 390.00)

Complete if Known

| | |
|----------------------|------------------|
| Application Number | 09/939,014 |
| Filing Date | August 24, 2001 |
| First Named Inventor | Wasowicz |
| Examiner Name | Chanda L. Harris |
| Art Unit | 3714 |
| Attorney Docket No. | 2100632-991122 |

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

 Deposit Account:Deposit Account Number
Deposit Account Name

07-1896

Gray Cary Ware & Freidenrich LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee | Fee | Fee Description | Fee Paid |
|---------------|---------------|------------------------|---------------|-----------------|----------|
| Fee Code (\$) | Fee Code (\$) | Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
| 1001 770 | 2001 385 | Utility filing fee | | | |
| 1002 340 | 2002 170 | Design filing fee | | | |
| 1003 530 | 2003 265 | Plant filing fee | | | |
| 1004 770 | 2004 385 | Reissue filing fee | | | |
| 1005 160 | 2005 80 | Provisional filing fee | | | |
| SUBTOTAL(1) | | (\$) | 0.00 | | |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Large Entity | Small Entity | Fee Description | Fee Paid |
|---------------|---------------|--|----------|
| Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
| 1202 18 | 2202 9 | Claims in excess of 20 | |
| 1201 86 | 2201 43 | Independent claims in excess of 3 | |
| 1203 290 | 2203 145 | Multiple dependent claim, if not paid | |
| 1204 86 | 2204 43 | ** Reissue independent claims over original patent | |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (2) | | (\$) | 0.00 |

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|-----------------------------------|----------|----------|----------|--|----------|
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month | |
| 1252 | 420 | 2252 | 210 | Extension for reply within second month | 210 |
| 1253 | 950 | 2253 | 475 | Extension for reply within third month | |
| 1254 | 1,480 | 2254 | 740 | Extension for reply within fourth month | |
| 1255 | 2,010 | 2255 | 1,005 | Extension for reply within fifth month | |
| 1401 | 330 | 2401 | 165 | Notice of Appeal | |
| 1402 | 330 | 2402 | 165 | Filing a brief in support of an appeal | |
| 1403 | 290 | 2403 | 145 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable | |
| 1453 | 1,330 | 2453 | 665 | Petition to revive - unintentional | |
| 1501 | 1,330 | 2501 | 665 | Utility issue fee (or reissue) | |
| 1502 | 480 | 2502 | 240 | Design issue fee | |
| 1503 | 640 | 2503 | 320 | Plant issue fee | |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 770 | 2809 | 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 | 770 | 2810 | 385 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 | 770 | 2801 | 385 | Request for Continued Examination (RCE) | |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |
| Other fee (specify) | | | | | |
| *Reduced by Basic Filing Fee Paid | | | | SUBTOTAL (3) | (\$) |
| | | | | | 390.00 |

(Complete if applicable)

| | | | | | |
|-------------------|------------------|-----------------------------------|--------|-----------|-------------------|
| Name (Print/Type) | Timothy W. Lohse | Registration No. (Attorney/Agent) | 35,255 | Telephone | 650-833-2055 |
| Signature | Timothy W. Lohse | | | Date | November 19, 2003 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DATE OF DEPOSIT: November 19, 2003

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail on the date indicated above and is addressed to: Commissioner for Patents; P.O. Box 1450, Alexandria, VA 22313-1450.


Christine Lowry

* * *

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

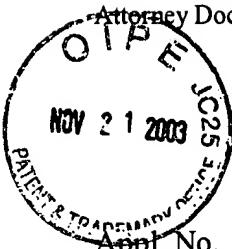
Transmitted herewith for filing under 37 CFR 1.53(b) are the following documents pertaining to:

Application S/N: 09/939,014
Filing Date: August 24, 2001
INVENTOR(s): Janet M. Wasowicz
Attorney Docket No.: 2100632-991122

For: DIAGNOSTIC SYSTEM AND METHOD FOR PHONOLOGICAL AWARENESS, PHONOLOGICAL PROCESSING, AND READING SKILL TESTING

Enclosed are:

- 1) Transmittal Form (1 pg.);
- 2) Petition for Extension of time (1 pg.);
- 3) Response D to Office Action (28 pgs.);
- 3) Information Disclosure Statement w/Form PTO-1449 (3 pgs.);
- 4) IDS References: Sixteen (16) U.S. Patents; One (1) PCT International Search Report;
- 5) Fee Transmittal FY 2004 (1 pg.);
- 6) Check #548578 for \$390.00;
- 7) Certificate of First Class Mailing (1 pg.); and
- 8) Return Postcard

15/1C
N. G. b
12/15/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/939,014
 Applicant : Janet M. Wasowicz et al.
 Filed : August 24, 2001
 TC/A.U. : 3714
 Examiner : Chanda L. Harris

 Docket No. : 2100632-991122
 Customer No. : 26379

Confirmation No. 3590

RECEIVED

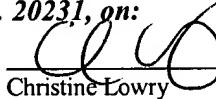
NOV 28 2003

TECHNOLOGY CENTER R3700

Title: DIAGNOSTIC SYSTEM AND METHOD FOR PHONOLOGICAL AWARENESS, PHONOLOGICAL PROCESSING, AND READING SKILL TESTING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

November 19, 2003



Christine Lowry

* * *

RESPONSED

Commissioner for Patents
Washington, D.C., 20231

Sir:

In response to the Office action of June 24, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

12/11/2003 RCOBB1 00090001 071896 09939014

Remarks/Arguments begin on page 27 of this paper.

01 FC:1201

946.00 DA